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June 24, 2010

Stoll Keenon Ogden  
Attention: Lindsey W. Ingram, III  
300 West Vine Street, Suite 2100  
Lexington, Kentucky 40507-1801

Re: Kentucky-American Water Company  
Petition for Confidential Protection received 5/24/10  
PSC Reference # – Case No. 2010-00036

Dear Mr. Ingram:

The Public Service Commission has received the Petition for Confidential Protection you filed on May 24, 2010 on behalf of Kentucky-American Water Company ("KAWC"), to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.878. The information you seek to have treated as confidential is identified as being contained in or responsive to Items 19, 22, 26, 27, 41, 123, 124, 125, 126, 127, 128, 129 and 131 of the Attorney General's 2<sup>nd</sup> Data Request. The information is more particularly described as Item 19 – employee performance review forms; Item 41 - competitive bidding documentation; and Items 22, 26, 27, 123, 124, 125, 126, 127, 128, 129 and 131 - information in the questions that are subject to a previously granted confidentiality petition.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise KAWC's competitive position in the industry and result in an unfair commercial advantage to its competitors, and disclose personal information, which would result in an unwarranted invasion of personal privacy.

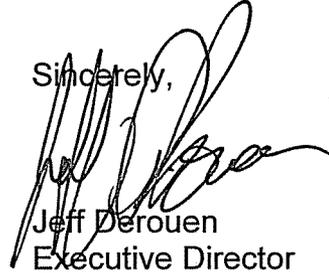
Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information requested to be held confidential is of a proprietary nature or personal nature, which if publicly disclosed would permit an unfair commercial advantage to KAWC's competitors, or result in an unwarranted invasion of personal privacy. Therefore, the information requested to be

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treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

If the information becomes publicly available or no longer warrants confidential treatment, Kentucky-American Water Company is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen", is written over the typed name and title.

Jeff Derouen  
Executive Director

kg/

cc: Parties of Record